

FRIDAY, JUNE 10, 1904

ALL MEN MUST LEAVE  
CRIPPLE CREEK DISTRICT

No Person Who Works For a Living Can Hold a Card.

Portland Mine Closed by Order of General Bell—Authority of the Militia to Be Tested in the United States Court.

CRIPPLE CREEK, Colo., June 9.—"Death to unionism in the Cripple Creek district" is the new slogan of the Citizens' Alliance, which has sent a decree broadcast that every person connected with any union here must either sever his or her connection with such organization or leave the district. This latest stand of the anti-unionists was vaguely hinted at two days ago, but the movement on the part of the alliance seemed so absurd to the 3,000 or 4,000 unionists in the camp and its enforcement fraught with so many difficulties, that it was not taken seriously.

E. S. Jones, a Denver attorney, and one of the executors of the Stratton estate, is here in conference with Citizens' Alliance leaders, and it is announced that he is preparing a form which will be presented to every merchant and business man and other employers of labor in the entire district, pledging them not to employ any person who is affiliated with a labor union.

No person who works for a living will be exempt, and the absolute annihilation of unionism in this district is predicted by members of the Citizens' Alliance and the Mine Owners' association.

This is considered the most drastic step yet taken by the alliance since it secured the upper hold in the district, and its enforcement will affect 3,000 men and women now affiliated with the various unions among the unionists that will be affected by the new movement are the clerks, cooks and waiters, bartenders, carpenters, electricians, trainmen and stone and brick masons.

The unionists assert they will fight the movement to a finish. Subsequently two committees, composed of members of the Citizens' Alliance, started out with identical forms of agreement to secure signatures. With two exceptions all business houses visited signed, through authoritative representatives. The agreement reads:

"We, the undersigned merchants of the Cripple Creek district, and employers of help, hereby agree not to employ any person who is in any way connected with the trades assembly or the American Federation of Labor or the Western Federation of Miners, or kindred organizations.

Every clerk employed in stores on Bennett avenue, the principal street, belongs to some union, but all will be required to surrender their cards, according to agreement made today by their employers.

## GOVERNOR APPROVES.

Does Not Care What County General Bell Operates in.

Denver, June 9.—Concerning the contention that Dunnville, the new mining camp where the battle between General Bell's soldiers and union miners occurred yesterday, is outside of Teller county and therefore beyond the zone of territory included in the proclamation declaring Teller county to be a state of insurrection and rebellion, Governor Peabody today said:

"I don't know where the Teller county boundary line is as compared with the location of Dunnville, but I have no objection to what General Bell did, and I approve of his every action in breaking up that gang of dynamiters and capturing them. I do not think the location of the place will cause much unfavorable discussion."

## BEYOND THE LAW.

General Bell Orders the Portland Mine Closed.

Victor, Colo., June 9.—Adjutant General Sherman M. Bell, commander of the Teller county military district, this afternoon, ordered the Portland mine, which employs union men, closed down. The order is as follows:

"Military Headquarters, Victor, Colo., June 9.—Proceeding Whereas, The governor of the state did, by proclamation issued on the 7th day of June, 1904, declare the county of Teller, there, to be in a state of insurrection and rebellion, and the territory comprising the said county is now under the rule of military law, and now being held and occupied by the militia of said state;

"Whereas, A reign of lawlessness, violence and crime has existed in said county, and that rule and violence inaugurated, encouraged and carried forward by certain evil disposed persons, resulting in wholesale assassinations of many peaceful and law-abiding citizens;

"Whereas, Said reign of violence and crime still exists in said county, so that the peace of the community is threatened, lives and property of the citizens menaced, and no rule and violence now threatens to override the law; and

"Whereas, The Portland mine, situated in said county, is and for a long time has been, engaged in employing and harboring large numbers of dangerous, lawless men, who have aided, encouraged and given comfort and assistance to those who have been so guilty of said crimes and other things; and that said mine has become, and now is, a menace to the welfare and safety of the good people of said county, and a hindrance to the restoration of peace and good order;

"I, therefore, by virtue of the power conferred upon me as commander of the military forces in said county, and as a military necessity, it is ordered that said mine be at once closed, and all persons found therein or thereabouts who are dangerous to the community be arrested and held until further orders.

(Signed) "SHERMAN M. BELL."

The Portland is the only large mine in the district that has continued in operation since the explosion at Independence on Monday which killed or maimed more than twenty non-union miners. The Portland Gold Mining company, through its president and manager, James P. Burns, who is not a member of the Cripple Creek district Mine Owners' association, has met the demands of the unions when the strike was inaugurated last August, and has steadily given employment to about 100 union men.

General Bell also issued the following, of which over 5,000 copies were posted:

Men Ordered to Work.

"Victor, Colo., June 9, 1904.—To the people of the state of Colorado: It having been made to appear to the commander of the military forces in this district that certain depredations have been committed, that property

has been wantonly destroyed and the laws of the state violated, notice is hereby given that all violation of the law in the way of injury to or destruction of property, and all acts of violence of any kind and every sort must henceforth cease. And all persons who shall violate any of the provisions of this order, or shall be guilty of any infraction of the law, will be arrested and speedily dealt with and punished for such offenses. All good citizens are urged to enforce, resume their usual and lawful occupations, and all miners and other employees are requested to immediately return to their respective occupations, with the full assurance that life and property will be henceforth fully protected in every part of the district now under military control. The military orders and will of the military commander will be obeyed.

(Signed) "SHERMAN M. BELL."

## UNDER FEDERAL PROTECTION.

U. S. Court Will Be Asked to Protect Portland Mine.

Denver, June 9.—The closing of the Portland mine at Victor by order of Adjutant General Sherman M. Bell will probably be the means of reaching the federal courts with a case to test the power of Governor Peabody to vest in the military absolute power in the district declared to be under martial law.

The Portland Gold Mining company, being a foreign company, incorporated under the laws of Iowa, it is stated by eminent lawyers, that therefore any trammeling of its rights by the United States circuit court tonight, asking for a restraining order to prevent further interference upon the part of the state military authorities with the operation of the Portland mine.

Mr. Burns, it is further reported, will also ask that military be withdrawn from the vicinity of his property in Victor, and that he be allowed to protect his men when they go back to work.

The military authorities are credited with saying that when the Burns injunction is sued for an attempt will be made to arrest Mr. Burns himself on the criminal charge that he incited down in this military district ground for the accusation that Mr. Burns personally incited a riot, the implication being that he should be held partly responsible for the recent trouble at Cripple Creek because he maintained the union by giving employment to union miners.

Attorney Horace N. Hawkins, one of Mr. Burns' counsel, said tonight that the matter of applying for an injunction to prevent the operation of Adjutant General Bell's proclamation concerning the Portland mine was uncorrected of the decision of the court of action had been decided upon. He thought some action would be taken tomorrow. Mr. Hawkins intimated that the correctness of the decision of the Colorado supreme court concerning the powers of the governor during a reign of martial law will be attacked.

## INCIDENTS OF THE DAY.

Correspondent Immortalizes Himself and General Bell.

Cripple Creek, Colo., June 9.—After a night of intense excitement due to the battle between troops and strikers at Dunnville, a small skirmish on Big Bull hill and the wrecking of the Victor Record office, matters have quieted down in this military district and it is generally believed the worst is now over.

A question may arise over the Dunnville battle with authorities, as it was fought by Fremont county, and John Carley, who was killed, was brought to Teller. Dunnville is located fourteen miles south of Victor, a short distance beyond the border of Teller county, which alone has been declared by the governor to be in a state of insurrection and rebellion. Adjutant General Sherman M. Bell's right to send troops out of the territory which is under martial law is disputed, but he claims authority to do so under paragraph of the orders calling out troops which reads as follows:

"It having been made to appear to me by the sheriff of Teller county, and by other officers of said county, and citizens of said county, that there is within said county of well armed and adjacent thereto a large number of persons working together and threatening to join forces in said Teller county, for the purpose of resisting the state of Colorado," etc.

It is considered remarkable that only one man was killed in the Dunnville battle. The contesting forces were about 200 soldiers and deputies under personal command of General Bell, and sixty-five miners, who were scattered behind rocks and trees in the hills surrounding the new mining camp. The attacking party left its train and walked through a narrow canyon into the open which where the town of Dunnville is located, and was subjected to a hail of bullets from the mine high above. Probably 2,000 shots were fired by both sides, yet only one man was hit so far as known. John Carley was in the inner and was slain by a bullet from the Krag-Jorgensen rifle of a man in the firing squad of Sergeant Baldwin. The dirt and rocks around the feet of the invaders and the newspaper men who accompanied them were spitted up as if a heavy hailstorm was in progress, but not a man was touched.

Bullets struck about General Bell and literally sprinkled his boots with earth and broken rock, but he was cool and gave orders deliberately. He finally said, "I am not going to stand a few feet away and shout, 'Cover up that white vest and take off that Panama.'"

"These were excellent targets."

## Charged Up the Hill.

After seven minutes of hot work desultory firing was kept up for an hour. Finally the soldiers charged up the hills and many of the ambushed men were then seen scampering away in all directions. About twenty prisoners were taken. Fourteen who had been members of "miners' unions" were brought to camp and imprisoned, the others being released.

General Bell will not call for more troops, believing that the two companies now on duty, assisted by the sheriff's deputies, can cope with the small parties of miners scattered about the mountains. To queries on this point, General Bell answers: "See how those men fought without cover and death singing about their ears. General Bell is not going to give ground for participants in the rioting at Victor were at Dunnville, and he made the raid for the purpose of capturing them."

In the party that went to Dunnville was Charles M. MacNeill, manager of the United States Reduction and Refining company, whose presence at the strike of the Cripple Creek miners' strike. MacNeill was armed with a magazine rifle, which he fired at the rioting, but apparently without hitting anybody. One of the wild charges in the general hunt that the military is conducting against the miners' strike, the three Friday brothers, miners, had gone southward, and as one of them was suspected of having been in the riot Monday, the military gave chase.

## Rope Around His Neck.

C. C. Friday at first refused to talk, but the soldiers placed a rope about his neck and he then told which way his brothers and another man had gone. He said that the attorney for the Portland mine, C. C. Friday, was brought to Victor and placed in the bullpen.

The military commissioners appointed by General Bell continued to day to investigate the records of the prisoners. The understanding is that the military will separate the prisoners into two classes, those to be held on criminal charges, and those to be released.

At a meeting of the executive board of the federation today \$1,000 was placed on deposit for the relief of the wives and children of union miners in the Cripple Creek district.

"The executive board will see that no militiamen will take the food out of the mouths of these people," said Vice President Williams. "They have destroyed the co-operative store at Cripple Creek for that purpose, but the board will attend to the wants of these needy ones. More money will be deposited if necessary."

Mr. Williams added that the Victor Record did not voice the sentiments of the federation officials in advising that the strike be called off.

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## Raid on Record Office.

General Bell issued the following signed statement today regarding the raid on the Victor Record office and the destruction of the newspaper plant:

"I cannot be too emphatic in my condemnation of this un-American attack. Such action as this reflects upon the military, because martial law prevails. As military commander I am solely responsible for the cleaning up of this district. I and my staff are the only perpetrators of this crime if it is possible."

"I am aware that Editor Kyner was bitterly denounced and threatened and accused of selling out when his editorial appeared asking the Western Federation to call off the strike. The sentiment of the Federation were the ones who took the principal stand in this thing. However, whoever the perpetrators of this crime may be, they will land in the bullpen if apprehended."

"Do you think that union miners wrecked your office because of your editorial on Wednesday advising that the strike be called off? Editor Kyner was asked today."

"Unquestionably do not," he replied. "I do not think the editorial was the cause of this at all. We had hints and rumors of a plan to wreck the office three days ago, before this editorial was published. I asked Major Naylor, city marshal, for protection. He was willing to give it, but said it would not be necessary and not to fear. As a matter of fact the union men agree with the sentiment in my editorial. After the explosion yesterday morning, all the union men I saw commended my position and many came to me for that special purpose."

F. W. Leung, the Honolulu operator of the office at the point of rifles, says that he will not leave the district, as he was ordered to do. He will send his family away, however. The other employees of The Record also say that they will remain in this city."

George Fridley Captured.

Marshal Naylor and his squad captured George Fridley today near Dunnville. He is charged with having killed Roxie McGee in Victor Monday, and with having attempted to shoot J. C. Hamlin, secretary of the Mine Owners' association, and a miner, by dressing the mass meeting in Victor Monday.

The mining exchange hall is being used as a bullpen in addition to the Victor armory. Armed deputies are perched in the galleries of the exchange, the prisoners occupying the pit of the call room. Several guards are at the door, each carrying repeating shotguns that contain buck shot. Families and wives of the prisoners arrived all day in an endeavor to see and have a talk with the husbands and fathers incarcerated. In most cases permission was denied.

Five of the six members of the Goldfield city council are in the bullpen, so that the town is without a legislative body.

Removal Demanded.

The committee of safety has made a demand upon District Attorney Henry Trowbridge that he remove his deputy, J. C. Crump, from the office. Crump is appointed to fill the vacancy. So far no reply has been received from Mr. Trowbridge. S. D. Crump, whom the committee asked to leave, is the attorney for the Mine Owners' association.

Sherriff Edward Bell today appointed L. F. Parsons of Cripple Creek undersheriff of Teller county. The appointment was confirmed by the county commissioners at once. Mr. Parsons is secretary of the Cripple Creek Citizens' Alliance and has been for the past few years secretary of the Cripple Creek mining exchange.

Coroner James Dora, who succeeded Coroner George Dora, who resigned under compulsion, today empaneled a jury to try the case of the three Friday brothers, who are charged with the murder of a man murdered at Independence with an infernal machine.

Victor, Colo., June 9.—J. S. Beames, head of the stock exchange firm of J. S. Beames & Co., was today suspended from the privileges of the exchange for one year. The charge against Mr. Beames was that he had carried a revolver on his person as an employee of another member of the stock exchange.

## OPEN TO COMMERCE.

Washington, June 9.—The navy department today received a cablegram from the United States navy, dated Monte Carlo last night, saying:

"The custom house here will begin the transaction of business June 10. All ports of Spain, Domingo now open to commerce. Revolution now ended."

## IDAHO POSTMASTERS.

(Special to The Herald.)

Washington, June 9.—The salary of the postmaster at Idaho Falls, Idaho, has been increased from \$1,900 to \$2,300. Postmasters appointed—Idaho, Pearl, Boise county, George A. Sprague, vice H. R. Tidmore, resigned; Wyoming, Wheatland, Laramie county, F. E. Davis, vice I. Middaugh, resigned.

## OGDEN'S NEW BANK.

(Special to The Herald.)

Washington, June 9.—The Pingree National bank of Ogden, Utah, is authorized to begin business with \$75,000 capital. President, John Pingree; vice president, Joseph S. Snowcroft; James Mack, W. Abbott; cashier, James Pingree.

PROMOTION FOR BELL.

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Washington, June 9.—Representative French and Surveyor General Eggleston have recommended John B. Bell, computer and treasurer of the surveyor general's office, Idaho, be promoted to be chief clerk.

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Cambridge, Mass., June 9.—Charles L. Tucker has been indicted by the grand jury for the murder of Mabel Page.

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of the commission. It was intended early in the day to begin the deportations at once, but the rail on the Portland and other smaller roads kept the military busy, and General Bell at 7 o'clock this evening said there would be no deportations tonight. It is said, however, that they will begin tomorrow, and continue until all the men whom the mine owners consider objectionable are out of the district. Tonight the city and district are comparatively quiet.

It was rumored about Victor tonight that Superintendent Kurie of the Portland mine had told General Bell he would henceforth employ only non-union men. General Bell denies this, and states that he asked no questions on this point and received no promise.

HUNDREDS SAVED BY WOMAN'S QUICK WIT

Lyons, Colo., June 9.—A roaring wall of water sweeping through a huge gap in the dam which held back the Left Hand reservoir, covering 350 acres, struck terror last night to the hearts of hundreds in the passage of the raging waters.

Mrs. J. J. Willis, living on the bank of the Left Hand creek, was awakened by the roar of waters and immediately understood the cause. She had barely time to leave her bed and call and notify John Roney, telephone operator at Ward, before the waters swept away her belongings. Roney sent an alarm over the telephone wire to all the ranch houses and towns along the path of the flood. To those districts which were not visited with telephone notice, a caution, riders were hastily dispatched and residents in the path of the flood fled to higher ground.

where they huddled together, watching the destructive sweep from which they had been saved by Mrs. Willis' warning.

## STRIKE IN DISTRICT IS APPROACHING AN END

Trinidad, Colo., June 9.—A delegation meeting of all the locals in District No. 15, embracing Colorado, Wyoming, Utah and New Mexico, has been called for June 10 at Pueblo. The meeting will discuss the existing coal strike and decide whether or not the fight shall be continued.

The decision to call a delegation meeting was reached at a meeting of the national organizers now in the district and the district officers.

The impression prevails in some circles that the operators have agreed to make a number of concessions if the miners will put an end to the struggle.

## BROKER SUSPENDED.

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MONTANA MAIDS PASS THROUGH

Delegation to World's Fair Arrives and Departs.

FLOWERS DECORATE CAR

UTAH MECCA FOR TRAMPS—HUNDREDS ARRIVE DAILY.

In smart shirt waists, tailor made suits and with the health of mountain air in their faces, Montana's delegation of representative young women, bound for the World's fair, passed through Salt Lake City yesterday on the Rio Grande road.

"If they are representative of Montana's young womanhood, the state can certainly boast of some flowers," was the remark of the brakeman.

Unaffected girlishness in the Pullman car that carries thirty-one young women to the exposition. They laughed about the car with the same ease as if they were in a summer resort.

The young women are the guests of the Butte Inter-Mountain county in the state is represented by at least one girl, who has been voted the most popular in the community.

Car Filled With Flowers.

Flowers of many varieties decorated the dining car which has been placed at the disposal of the party. The perfume of the blooming plants fills the car. Here it is that Montana's young womanhood spends the dining hours.

The chaperone of the party is Mrs. J. M. White and under her care will be the party entertained in the exposition city. With Mrs. White is her husband, Mr. and Mrs. T. E. Butler, accompanied by a number of friends from the Denver and Rio Grande road.

The train came from Butte over the Oregon Short Line. At Ogden the cars were transferred to the Utah and Pacific. With the party of young women are a number of excursionists from Montana on their way to the fair. The party is composed of nearly 200 persons.

## RECEPTION FOR GIRLS.

The board of women managers of the Fair has interested itself in the young women and will arrange a series of entertainments at St. Louis for the girls. A reception will be given the party at the Montana building June 14.

At St. Louis, the girls will be met by the board of women managers of the fair. The girls will be met by the board of women managers of the fair. The girls will be met by the board of women managers of the fair.

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## FIRST EXCURSION NORTH

Saturday, June 11th.

trains and then Mr. Gentleman-of-Leisure would have to go around the state."

H. HAWGWOOD AT CALIENTES.

Chief Engineer of San Pedro Inspecting New Road.